

ledge v. McAfee, 72 Md. 28; where defendant is sued out of the county in which he resides, see Gittings v. State, 33 Md. 458; State v. Gittings, 35 Md. 169; Yoe v. Gelston, 37 Md. 233; Tyler v. Murray, 57 Md. 418; where plaintiff fails to suggest the death of a defendant within the proper time, see Shipley v. Johns, 72 Md. 542; where, in actions *ex contractu*, the verdict is below the jurisdiction of the court, see Cooper v. Roche, 36 Md. 563; Rohr v. Anderson, 51 Md. 205; Reese v. Hawks, 63 Md. 130; Berkley v. Wilson, 87 Md. 219; Williams v. Fredlock Co., 94 Md. 108; Code 1911, Art. 26, sec. 17.

## CAP. XI.

A Remedy for him who is wrongfully pursued in the Court of Admiralty.

*Item*, Whereas in the Statute made at *Westminster* the thirteenth year of the said King *Richard*, amongst other things it is contained, That the Admirals and their Deputies shall not intermeddle from thenceforth of any thing done within the Realm, but only of a thing done upon the Sea, according as it hath been duly used in the time of the noble King *Edward*, Grandfather to the said King *Richard*; (2) our said Lord the King will and granteth, that the said Statute be firmly holden and kept, and put in due Execution. (3) And moreover, the same our Lord the King, by the Advice and Assent of the Lords Spiritual and Temporal, and at the Prayer of the said Commons, hath ordained and stablished, that as touching a Pain to be set upon the Admiral, or his Lieutenant, that the Statute \*and the Common Law

*Item* come en lestatut fait a Westm' lan treszisme le dit roy Richard entre autres choses soit contenuz qe les admiralx & leur deputees ne soy medlent deslors enavant de nulle chose faite deinz le roialme mais soulement de chose faite sur la meer solonc ce qad este duement usez en temps de noble roy Edward aiel le dit roi Richard nostre dit seignour le roy voet & grante qe le dit estatut soit fermement tenuz & gardez & mys en due execution. Et outre ce mesme nostre seignour le roy de ladvis & assent des seignours espirituelx & temporelx & al prier des ditz communes ad ordeignez & establiz qe quant a peine mettre sur ladmirall ou son lieutenant qe lestatut & la commune loye soient tenuz devers